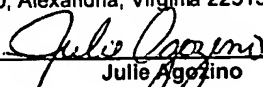


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Certificate of Mailing

The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to Mail Stop: Petitions, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 29<sup>th</sup> day of June, 2006.



  
Julie Agostino

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re the Application of: Pavlu, Bohdan et al.**

**Confirmation No.: 5661**

**Serial No.: 10/657,594**

**Group Art Unit: 3754**

**Filed: September 8, 2003**

**Examiner: Nicolas, Frederick C.**

**For: DISPENSING APPARATUS AND  
METHOD FOR LIQUID PRODUCTS,  
PARTICULARLY MEDICINAL PRODUCTS**

**Attorney Docket No.: 31477-10**

Mail Stop: Petition  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. § 1.181**

Sir:

In response to the ISSUE NOTIFICATION of June 14, 2006, for allowed U.S. Patent Application No. 10/657,594, now U.S. Patent No. 7,070,071, Applicants hereby petition under 37 C.F.R. 1.181, for review of the Patent Term Adjustment of 216 days as provided under 35 U.S.C. § 154(b).

As explained below, Applicants respectfully submit that the correct patent term extension for U.S. Patent No. 7,070,071 is 244 days.

U.S. Patent Application No. 10/657,594 was filed on September 8, 2003. The first Office Action (Restriction Requirement / Ex Parte Quayle Action) for this application was mailed on November 8, 2005, thereby delaying this application by 12 months or 365 days. In addition, the Issue Fee for the allowed application was paid on February 13, 2006; however, the proposed issue date for U.S. Patent No. 7,070,071 is July 4, 2006, thereby delaying this application by 21 days. Applicant's filing of the Information Disclosure Statements (IDS) on January 26, 2006 and April 21, 2006 resulted in a delay of 142 days, i.e.,  $73 + 69 = 142$  days, respectively. Combining these delays, the correct patent term adjustment under § 154(b) for U.S. Patent No. 7,070,071 is 244 days, i.e.,  $365 + 21 - 142 = 244$  days.

Applicants respectfully request reconsideration and correction of the patent term.

If any fees other than those submitted herewith are due in connection with this response, including the fee for any required extension of time (for which Applicants hereby petition), please charge such fees to Deposit Account No. 500329.

Respectfully submitted,

Date: \_\_\_\_\_

*June 29, 2006*

*Edward Robinson*

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